

be severable; repealing all laws in conflict; and declaring an emergency."

To Committee on Civil Jurisprudence.

Senate Resolution 26

Senator Cousins offered the following resolution:

Whereas, The Senior Class of Liberty High School of Liberty, Texas: Keith Kirtley, Maurice Locke, Ray Mason, Joyce Marie Davis, Wylodean Hayes, Billy Sewell, Marie Parrish, Margaret McClurg, James Buchanan, Justin Johnson, W. O. Autery, Jr., F. K. Dodge II, Joyce Newborn, Barnell Stinnett, Joan Tate, Archie Alice Cain, Joe Scofelia, Ann Lynch, Margie Wiggins, Doyle Lawrence, Jesse Kersh, Norma Joyce Woods, Rex E. Buchanan, Cliff Tanner, Joe Love, David Young, Laverne Lewis, Billy Adams, Perry Hubbard, Malcolm Dimmitt; together with their sponsor, Miss Lois Short; their chaperon, Mrs. James A. Cain and their special driver, Mr. John Williams, were visitors in the Senate on January 27, 1949; and

Whereas, The above referred to Senior Class has shown their desire to learn of the functions of their State Government so that upon reaching the age of voting, they can intelligently participate in their State Government; and

Whereas, The Senate of the State of Texas appreciates the interest shown by these students and their sponsors in the State Government by making this trip to Austin; now, therefore, be it

Resolved, By the Senate of the State of Texas, that the Senate expresses its appreciation to these students for their visit and that a copy of this resolution under seal of the Senate be forwarded to each member of the Senior Class of Liberty High School and to Miss Lois Short, Mrs. James A. Cain and Mr. John Williams, as evidence of this resolution.

The resolution was read and was adopted.

(President in the Chair.)

Communication from Honorable Rogers Kelly

January 27, 1949.

Mr. Garland Smith
Secretary of the Senate
Senate Chamber
Austin, Texas

Dear Mr. Smith:

I would like to express through you to the entire Senate my deep appreciation for the beautiful flowers and the telegram of sympathy recently sent by the Senate upon the loss of my father.

These sentiments and lovely expressions brought a great deal of comfort to my mother and me and my entire family and I assure you we shall always be grateful.

Sincerely yours,
ROGERS KELLEY.

Adjournment

On motion of Senator Strauss, the Senate at 11:40 o'clock a.m., adjourned until 10:30 o'clock a.m. tomorrow.

TWELFTH DAY

(Tuesday, February 1, 1949)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Lane
Ashley	Lock
Bell	Martin
Bracewell	McDonald
Bullock	Moffett
Carney	Moore
Colson	Morris
Corbin	Phillips
Cousins	Proffer
Hardeman	Shofner
Harris	Strauss
Hazlewood	Taylor
Hudson	Tynan
Jones	Vick
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

A quorum was announced present.

The Reverend Frank Luker, Chaplain, offered the invocation.

On motion of Senator Moore, and by unanimous consent, the reading of the Journal of the proceedings of Monday was dispensed with and the Journal approved.

Senate Resolution 28

Senator Vick offered the following resolution:

Whereas, The Honorable Marshall Formby, a distinguished former member of the Texas Senate from McAdoo, Texas, and at present from Hereford in Deaf Smith County, is visiting in the city of Austin; and

Whereas, This gentleman served with credit to himself and honor to the State until the outbreak of the recent World War at which time he volunteered to the Corps of Engineers where he served with credit to himself and to his native State; and

Whereas, He is at the present time a distinguished journalist, newspaper publisher and radio station owner in the city of Hereford, Texas; and

Whereas, The Members of this body at present are pleased to look again upon his intelligent, kindly, and humorous face; now, therefore, be it

Resolved, by the Senate of the State of Texas that the Honorable Marshall Formby be granted the privileges of the floor for the day; and be it further

Resolved, That this be his invitation to address this body.

The resolution was read and was adopted.

Accordingly, the President appointed Senators Vick, Corbin and Kelley of Hidalgo as a committee to escort Senator Formby to the President's stand.

(Senator Aikin in the Chair.)

The Presiding Officer, Senator Aikin, then presented Senator Formby who addressed the Senate briefly and thanked them for the honor bestowed upon him.

Report of Standing Committee

Senator Bullock submitted the following report:

Austin, Texas,
January 31, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred S. B. No. 99, have had the same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass and be printed as amended.

BULLOCK, Chairman.

Senate Bills on First Reading

The following bills were introduced, read severally first time and referred to the committees indicated:

By Senator Kelley of Hidalgo:

S. B. No. 158, A bill to be entitled "An Act amending Chapter XXXIII, Acts of the Twenty-sixth Legislature, Regular Session, 1899, so as to provide for the selection of Judges of the Corporation Courts in cities heretofore or hereafter incorporated under or adopting or amending their Charters under Article 11, Section 5, of the Constitution of the State of Texas, in the manner specified in the Charters of such cities; validating the selection of the present judges of such Courts; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Tynan:

S. B. No. 159, A bill to be entitled "An Act to authorize the issuance of licenses to Nursing Attendants in this State by the Board of Nurse Examiners; defining terms; prohibiting practicing as a Nursing Attendant without a license; allowing certain exceptions; requiring those who engage in the activity of a Nursing Attendant to be licensed and setting out the qualifications for licensing; providing for the issuance of licenses to presently practicing Nursing Attendants without examination; providing for renewal of licenses; providing for the payment of fees; providing the procedure for revocation of licenses by the Board and appeal therefrom to the courts; providing for the accrediting by the Board of Nurse Examiners of training schools and institutions for training Nursing Attendants; providing a saving clause; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

To Committee on State Affairs.

By Senator Jones:

S. B. No. 160, A bill to be entitled "An Act to amend Article 1011, Revised Civil Statutes of Texas, 1925, so as to empower the City Council or other governing body of all incorporated cities and towns of the State to pass penal ordinances containing a penalty or fine not to exceed Two

Hundred (\$200) Dollars instead of the maximum penalty of One Hundred (\$100) Dollars as now provided in said Article; and declaring an emergency."

To Committee on Towns and City Corporations.

By Senator Kelly of Tarrant:

S. B. No. 161, A bill to be entitled "An Act to amend Acts 1947, 50th Legislature, page 564, Chapter 238, and declaring an emergency."

To Committee on Public Health.

By Senator Moore:

S. B. No. 162, A bill to be entitled "An Act prohibiting the sale, exchange, bartering or giving away of chemical compositions containing active ingredients of 2,4-Dichlorophenoxyacetic acid or Sodium Salt of 2,4-Dichloro-Phenoxy-Acetic Acid (Monohydrate) in certain forms and prohibiting the use of chemical compositions containing any of the active ingredients of said substances for spraying, and excepting persons engaged in the operation of Federal or State Experiment Stations while actively engaged in their duties; fixing a penalty; and declaring an emergency."

To Committee on Public Health.

By Senator Ashley:

S. B. No. 163, A bill to be entitled "An Act changing the name 'Eleemosynary Institutions,' given to various state institutions, to 'Texas State Hospitals and Special Schools'; providing a changed meaning of the name 'Eleemosynary Institutions,' or any reference thereto, wherever such name or reference appears in the Revised Statutes of Texas of 1925, or any amendment thereto, or in any acts of any Legislature passed since the adoption of said revised statutes; ratifying and confirming in behalf of the Texas State Hospitals and Special Schools all Legislative Acts and Appropriations heretofore passed in behalf of the Eleemosynary Institutions or Texas State Hospitals and Special Schools; and declaring an emergency."

To Committee on State Institutions and Departments.

By Senator Phillips:

S. B. No. 164, A bill to be entitled "An Act authorizing the Governor to execute a compact on behalf of the State of Texas with certain other

States, to be known as 'Gulf States Marine Fisheries Compact,' setting out the agreement of the contracting States; the purposes of said compact; providing when same shall become operative; providing for the Gulf States Marine Fisheries Commission, their powers and duties; making an appropriation to pay the expenses allocated to the State of Texas; providing the means for renunciation of said compact; providing for the designation and appointment of the members of the Commission from Texas; directing all officers, bureaus and departments of the State to cooperate with said Commission; requiring the Commission to keep accounts of receipts and disbursements and make reports thereof; providing that said compact is made subject to Article I, Section 10 of the Constitution of the United States, and to the ratification of one or more of the other compacting States; providing a savings clause, and declaring an emergency."

To Committee on Interstate Cooperation.

By Senator Vick:

S. B. No. 165, A bill to be entitled "An Act making an appropriation from the General Fund to reimburse Ruth Sapp, Clerk of the Court of Civil Appeals, 10th Supreme Judicial District of Texas, for money paid to the Treasurer of the State of Texas, properly belonging to her, through error, during the years 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, 1944 and 1945; and declaring an emergency."

To Committee on Finance.

By Senator Harris:

S. B. No. 166, A bill to be entitled "An Act providing for retirement of Judges of this State; defining certain terms; providing the conditions under which retirement pay; providing for contribution by the Judges and refund of said contributions under certain conditions; providing for reassignment; providing for the Chief Justice to administer the Act; providing for repeal of laws in conflict; providing for validity of remaining portion of Act, if any part declared unconstitutional, and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Hazlewood:

S. B. No. 167, A bill to be entitled "An Act to amend Chapter 231 of the

Acts of the Regular Session of the Fortieth Legislature in 1927, relative to the approval of subdivision plats within the corporate limits or within five miles of the corporate limits, of certain cities so as to provide that the benefits and the terms thereof shall extend to all cities; and declaring an emergency."

To Committee on Towns and City Corporations.

By Senator Hazlewood:

S. B. No. 168, A bill to be entitled "An Act authorizing the Governor to designate the Chairman of the State Board of Water Engineers as Compact Commissioner to represent the State of Texas in conference with Compact Commissioners for the States of New Mexico and Oklahoma, and a representative of the government of the United States to negotiate an agreement respecting the use, control and disposition of the waters of the Canadian River; prescribing the authority and duties of the Compact Commissioner; providing that necessary expenses of Compact Commissioner shall be paid out of funds made available by the Legislature for such purpose; providing that the Chairman of the State Board of Water Engineers shall not be entitled to any additional salary by reason of services rendered as Compact Commissioner; prescribing the method of reaching such agreement and submitting it to the Legislature for ratification; making an appropriation, and declaring an emergency."

To Committee on Water Rights, Irrigation and Drainage.

(President in the Chair.)

By Senator Hudson:

S. B. No. 169, A bill to be entitled "An Act approving and adopting the Pecos River Compact; authorizing the Governor to appoint a Commissioner to administer the provisions of the Compact; providing for the salary and necessary expenses of the Commissioner; appropriating for the expenses of administering the Compact; and declaring an emergency."

To Committee on State Affairs.

By Senator Bullock:

S. B. No. 170, A bill to be entitled "An Act to amend Section 5, Chapter 88, Second Called Session, Acts of the Forty-first Legislature, 1928, as

amended by Section 2, Chapter 425, Acts of the Fiftieth Legislature, 1947, and to amend Section 6, Chapter 88, Second Called Session, Acts of the Forty-first Legislature, 1929, as amended by Section 5, Chapter 110, Acts of the Forty-seventh Legislature, 1941, and to amend Section 8, Chapter 88, Second Called Session, Acts of the Forty-first Legislature, 1929, as amended by Section 7, Chapter 110, Acts of the Forty-seventh Legislature, 1941; and to amend Section 8a, Chapter 88, Second Called Session, Acts of the Forty-first Legislature, 1929, as amended by Section 8, Chapter 110, Acts of the Forty-seventh Legislature, 1941; and to amend Section 13, Chapter 88, Second Called Session, Acts of the Forty-first Legislature, 1929, as amended by Section 1, Chapter 178, Acts of the Forty-third Legislature, 1933, as amended by Section 1, Chapter 51, Acts of the Forty-eighth Legislature, 1943, as amended by Section 1, Chapter 22, Acts of the Forty-ninth Legislature, 1945, as amended by Section 1, Chapter 194, Acts of the Fiftieth Legislature, 1947, and to amend Section 5a, as amended by Section 6, Chapter 282, Forty-second Legislature, added Acts, 1931, as amended by Section 12, Chapter 110, Forty-seventh Legislature, amended Acts, 1941, providing for the omission of fees for side cars for motorcycles; defining gross weight for commercial motor vehicles and truck-tractors; authorizing the Department to establish 'maximum gross vehicle weight' for rebuilt and converted vehicles and those vehicles that were built by a truck manufacturer who is no longer in business; authorizing the Department to use 'maximum gross vehicle weight' in lieu of the present definition of gross weight at such time as the trailer and semi-trailer manufacturers use that method in rating their vehicles; providing for the definition of gross weight for motor buses in the section that contains the fees for motor buses instead of the section that contains the fees for commercial motor vehicles; authorizing the Department to issue plates or a single plate of metal or other material, symbols, tabs, or other devices which when attached to a vehicle shall be deemed to be the legal registration insignia for the registration year for which issued. Providing that the weight of the vehicle, maximum load to be transported thereon and the total gross

weight for which said vehicle is to be registered now required to be shown in the affidavit furnished the Tax Collector upon application for registration for commercial motor vehicles and truck-tractors be changed so that the affidavit will show the maximum gross vehicle weight, together with the heaviest gross load to be transported; providing a saving clause, repealing all laws in conflict herewith; and declaring an emergency."

To Committee on Highways and Motor Traffic.

By Senator Bullock:

S. B. No. 171, A bill to be entitled "An Act to establish minimum educational standards for chiropractors; to define and regulate the practice of Chiropractic; to create the Texas Board of Chiropractic Examiners, prescribing its qualifications, powers and duties; to provide for the registration, examination and re-examination of applicants and the issuance of licenses and certificates; to provide the qualifications of applicants; to provide for the granting of licenses by reciprocity; to provide that the District Clerk of each county shall keep a record; to make it unlawful to practice without annual registration; to exempt chiropractors by amending Article 740 of the Penal Code and Article 4504, Revised Civil Statutes, Texas; to amend Article 741 of the Penal Code and Article 4510 of the Revised Civil Statutes of Texas; to provide fees for the payment of expenses of the Board and for the disbursement thereof; to provide for the revocation and suspension of licenses to practice Chiropractic and for the enforcement of this Act; to fix penalties for the violation of this Act; to provide for a seal to be used by the Board; to repeal all laws in conflict; to provide that if any part is held unconstitutional it shall not invalidate any other part; and to declare an emergency."

To Committee on Public Health.

By Senator Aikin:

S. B. No. 172, A bill to be entitled "An Act amending Article 655, Revised Civil Statutes of Texas; and declaring an emergency."

To Committee on State Affairs.

By Senator Aikin:

S. B. No. 173, A bill to be entitled "An Act validating and declaring to be negotiable instruments certain se-

curities heretofore issued by Counties, Cities, Towns, Districts and all other political subdivisions and municipal corporations and all renewals and refundings thereof, originally acquired from the issuers by the United States Government and its Agencies; validating all proceedings for the issuance of refunding bonds in lieu thereof and prescribing appropriate provisions and restrictions for the issuance of negotiable refunding general and special obligation refunding bonds; and providing for subsequent refundings; providing that no securities shall be validated by this Act, the validity of which is being directly attacked in pending litigation; prescribing a severability clause; enacting other provisions related to the subject; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Aikin:

S. B. No. 174, A bill to be entitled "An Act amending Article 657, Revised Civil Statutes of Texas; and declaring an emergency."

To Committee on State Affairs.

Bills Re-referred

On motion of Senator Moore, S. B. No. 162 was withdrawn from the Committee on Public Health and re-referred to the Committee on Agriculture.

On motion of Senator Shofner, S. B. No. 15 was withdrawn from the Committee on Finance and re-referred to the Committee on Education.

Senate Resolution 29

Senator Harris offered the following resolution:

Whereas, We deem it necessary and to the best interests of the people of the State of Texas that a Senate General Investigating Committee be appointed, having the powers as hereinafter set forth; now, therefore, be it Resolved, By the Senate of the State of Texas:

Section 1. That the Lieutenant-Governor be, and he is hereby authorized to appoint a committee of five members of the Senate to sit at such times and places between this date and the date of the convening of the Regular Session of the 52nd Legislature, as may to said committee seem necessary and proper; and the com-

mittee shall continue the inquiries heretofore begun by the committee heretofore authorized and appointed, relative to law violations and the administration of all state laws and any of the matters pertaining to or affecting the revenues of the state government, and the expenditures of taxes, fees, and assessments, and to inquire into any other affairs and activities of governmental departments and institutions of whatever kind and character, as such activities in any way affect the financial or other welfare of the government and the citizens of Texas. Said committee shall make a study of any other governmental activity, and shall have authority to investigate and inquire into any such matters.

Sec. 2. That said committee shall have the power to formulate its own rules of procedure and evidence, and to provide for its own hours of meeting, recessing, and adjournment. Provided, however, that the rules of evidence to be followed shall be practically the same as followed in the courts of this state, and the committee is authorized to hold executive sessions, within its discretion, and then the committee may be governed by the rules of evidence applicable to any grand jury inquiry in this state.

Sec. 3. That the majority of the membership of the committee shall have power to issue process for witnesses to any place in this state, and to compel their attendance, and produce all books and records, and upon disobedience of any subpoena the said committee shall have the power to issue attachments which may be addressed to and served by either the sergeant-at-arms appointed by said committee or any sheriff or any constable of this state; and said committee shall have authority to cite for contempt any one disobeying said process and to punish for such contempt in the same manner as provided for by general law. Said committee shall have power to inspect and make copies of any books, records, or files of the departments and institutions and any and all other instruments and documents pertinent to the matter under investigation by said committee, including any county or political subdivision of this state, and shall also have power to examine and audit the books of any person, firm, or corporation having dealings with departments and institutions under investigation by said committee. The committee shall have power to

administer oaths and affirmations and fix the bonds of attached witnesses; and the committee shall further have all the powers necessary in order to accomplish the purposes for which it is appointed. Three members of such committee shall constitute a quorum for the transaction of official business.

Sec. 4. The witnesses attending under process shall be allowed the same mileage and per diem as is allowed witnesses before any grand jury in this state.

Sec. 5. Said committee shall have power and authority to employ and compensate all necessary investigators, auditors, clerks, stenographers, and other necessary employees, and it shall be the duty of said committee to make and keep a record of its investigations.

Sec. 6. That said committee may call upon the Attorney General's Department, Auditing Department, and all other departments for assistance and advice, and it shall be the duty of the Attorney General's Department to render opinions, and give counsel and assistance to said committee on request of chairman or members of said committee.

Sec. 7. That said committee shall submit a report in writing to the 52nd Legislature, and make such recommendations as it may choose to make. The compensation and expenses herein provided for incident to the work of such committee shall be paid out of the appropriation for mileage and per diem and contingent fund of the 51st Legislature and out of any fund otherwise appropriated by said session of said Legislature for such purpose, upon sworn account of persons entitled to such pay, when approved by the chairman of said committee; and sufficient money is hereby appropriated out of the mileage and per diem and contingent fund of said 51st Legislature to meet the payment of such per diem and expenses of the members of said committee, witnesses, fees, and other expenses incident to said investigation.

Sec. 8. Said committee may include in its report its recommendation of any legislation that should be enacted or other action that should be taken.

The resolution was read and was adopted.

Messages from the Governor

The following message, received from the Governor today, was laid be-

fore the Senate, read, and referred to the Committee on Nominations of the Governor:

Austin, Texas,
February 1, 1949.

To the Senate of the 51st Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be District Attorney of the 50th Judicial District to fill the unexpired term of Joe Reeder, Jr., resigned,

Dee J. Brookreson of Seymour, Baylor County.

Respectfully submitted,

BEAUFORD H. JESTER,
Governor of Texas.

The President laid before the Senate and directed the Secretary to read the following message from the Governor:

Austin, Texas,
January 31, 1949.

To the Members of the Fifty-first Legislature:

The efficient and effective operation of the several departments and divisions of the State government depends in large measure on the effective preservation and accessibility of the records of those departments. At present every department is hampered in its operations by the physical bulk of its records which not only encroaches on necessary working space, but creates enormous difficulties in filing and finding needed material, particularly in those departments whose records are stored in many widely-separated locations. Tens of thousands of irreplaceable records having permanent legal and historic value are now daily subject to the hazards of fire, water, and theft, and ravaged by mildew, dust, rats, mice, cockroaches and other vermin.

To inaugurate a properly managed system of records administration including photographic reproduction of certain past, present, and future records; and to develop an orderly program of acquisition of archives, save valuable records from destruction due to improper housing, and release for other more valuable uses much space currently used for storage, the 50th Legislature enacted Chapter 403, Acts of the 50th Legislature, 1947, establishing a Records Administration Division in the State Library. However, no funds were appropriated for the work of the Division.

The situation of 1947 has steadily

worsened, and the records of the various State departments have exhausted present storage facilities. Many thousands of records are stored in the cow barn on the Austin State Hospital grounds and in other equally inadequate locations where they are constantly subject to irreparable damage or destruction.

The appropriation of emergency funds to inaugurate the Records Administration Division of the State Library would permit the undertaking of a program of microfilming and preservation and would solve many of the present space problems of all State departments by reducing space needed for record storage. It would eliminate many of the fire hazards in the State Capitol; and it would permit the beginning of a program which will eventually make possible the permanent protection and preservation of all Texas' government records having permanent legal, administrative, or historical value.

A bill has been prepared making an emergency appropriation of \$70,000 for this purpose, and under authority of Section 5, Article III of the Constitution, I submit this as a proper matter for emergency legislation.

Respectfully submitted,

BEAUFORD H. JESTER,
Governor of Texas.

Message from Hon. F. L. Hawkins,
Presiding Judge of the Court of
Criminal Appeals

The President laid before the Senate and directed the Secretary to read the following message from the Presiding Judge of the Court of Criminal Appeals:

Austin, Texas,
January 29, 1949.

To the Senate of the 51st Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment to be a member of the Board of Pardons and Paroles to fill the vacancy of the Honorable Abner Lewis, whose term expires February 1, 1949:

L. C. Harris, whose place of residence is Austin, Texas, formerly from Stephenville, Erath County, Texas.

Most respectfully submitted,

F. L. HAWKINS,
Presiding Judge,
Court of Criminal Appeals.

The message was read and was re-

ferred to the Committee on Nominations of the Governor.

Memorandum of Committee Meetings

The following memorandum of scheduled committee meetings was ordered printed in the Journal:

Regular committee meetings will be held according to the following schedule. Committee chairmen of all committees should arrange committee meetings and public hearings in coordination with chairmen who have scheduled meetings in order to avoid conflict.

Civil Jurisprudence, Monday, 4:00 p.m.

Criminal Jurisprudence, Thursday, 9:30 a.m.

Education, Monday, 2:00 p.m.

Finance, Monday and Wednesday, 2:00 p.m.

Insurance, Tuesday, 4:00 p.m.

Governor's Nominations, Wednesday, 4:00 p.m.

State Affairs, Tuesday and Thursday, 2:00 p.m.

The Committees on Oil, Gas and Mining; Highways and Motor Traffic; Public Health; and other Committees which will not require scheduled meetings may schedule public

hearings on legislation before these committees on any evening during the week since no regular scheduled meetings are set up after 4:00 p.m. Committee chairmen of these committees should coordinate to avoid conflict.

Report of Standing Committee

By unanimous consent, the following report was submitted at this time:

Senator Jones submitted the following report:

Austin, Texas,
February 1, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 156, have had same under consideration, and I am instructed to report it back to the Senate with the recommendations that it do pass and be not printed.

JONES, Chairman.

Adjournment

On the motion of Senator Lane, the Senate, at 11:25 o'clock a.m., adjourned until 10:30 o'clock a.m. tomorrow.

In Memory of
Honorable George H. Sheppard

Senator Ashley offered the following resolution:

(Senate Resolution No. 27)

Whereas, Honorable George H. Sheppard, beloved and distinguished Comptroller of Public Accounts, departed this life on the evening of January 18, 1949; and

Whereas, Mr. Sheppard was born in McLennan County, Texas, on November 4, 1875, and moved with his parents to Taylor County, Texas, at an early age; and

Whereas, After engaging in the teaching of school for a few years in Shep, Taylor County, Texas, he moved to Hylton, Nolan County, Texas, where he continued teaching, and afterwards engaged in the general mercantile business; and

Whereas, Upon being elected to his first public office as tax assessor of Nolan County, Texas, he moved to Sweetwater, where he held the office of Tax Assessor for eight years, during which time he served as President of the Texas Tax Collectors Association. He resigned from this office to engage in the private insurance business, during which time he also served as Mayor of Sweetwater for five years; and

Whereas, Mr. Sheppard was appointed to the office of State Comptroller of Public Accounts in 1930 by the Honorable Dan Moody, Governor of Texas, which office he held until his demise on January 18, 1949. Mr. Sheppard was widely recognized as an authority in the field of tax administration and during his tenure of office he served as a member of the County Road Bond Indebtedness Board, the Automatic Tax Board, and ex officio Tax Collector and many achievements resulted from his tireless efforts, patience, study and fight; and

Whereas, He was a diligent worker in the Masonic Lodge for many years and was a Thirty-third Degree Mason and served on the Board of Stewards of the First Methodist Church in Sweetwater and in Austin; and

Whereas, Mr. Sheppard is survived by his widow, Mrs. Zella Henslee Sheppard, whom he married on the 24th day of May, 1899, and the following children: Mrs. H. O. Dean, Mrs. A. M. Armstrong, Mrs. Harris Tolar, Mrs. R. R. Stolley, two brothers, R. C. Sheppard and John Sheppard; a sister, Mrs. Alva Henslee; a number of grandchildren and a host of friends to mourn his passing; now, therefore, be it

Resolved, That the Senate of Texas express its sympathy to the members of the family of Mr. Sheppard, and instruct its Secretary to send copies of this resolution to the members of the family, and that when the Senate adjourns today, it do so out of respect for the memory of this noble Texan.

**ASHLEY
BULLOCK
BELL**

Signed—Allan Shivers, Lieutenant Governor, Aikin, Ashley, Bell, Bracewell, Bullock, Carney, Colson, Corbin, Cousins, Hardeman, Harris, Hazlewood, Hudson, Jones, Kelley of Hidalgo, Kelly of Tarrant, Lane, Lock, Martin, McDonald, Moffett, Moore, Morris, Phillips, Proffer, Shofner, Strauss, Taylor, Tynan, Vick, Weinert.

The resolution was read.

On motion of Senator Bullock, the names of the Lieutenant Governor and all Members of the Senate were added to the resolution as signers thereof.

The resolution was adopted by a rising vote of the Senate.